

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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FISCAL IMPACT STATEMENT

LS 7633

BILL NUMBER: HB 1836

NOTE PREPARED: Jan 4, 2005

BILL AMENDED:

SUBJECT: Local Spending on Criminal Defense.

FIRST AUTHOR: Rep. Ayres

BILL STATUS: As Introduced

FIRST SPONSOR:

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: Local

Summary of Legislation: This bill provides that a county, municipality, township, or municipal corporation may not pay the legal expenses of an employee or officer to defend against a criminal action, certain civil actions, or a proceeding in which the employee or officer is charged with an infraction. The bill also provides certain exceptions.

Effective Date: July 1, 2005.

Explanation of State Expenditures:

Explanation of State Revenues:

Explanation of Local Expenditures: The fiscal impact of this bill is dependent on whether such defense expenses are already being paid by a unit. If so, this bill could limit the expenses incurred by a local unit to those paid only when the defendant's charges are dropped or if the defendant wins the case. However, the bill could have a negative fiscal impact on the local unit if defense expenses must be reimbursed that otherwise would not have been spent for such a purpose.

Explanation of Local Revenues:

State Agencies Affected:

Local Agencies Affected: Counties, municipalities, townships, or municipal corporations.

Information Sources:

Fiscal Analyst: Valerie Ruda, 317-232-9867.